IBM Docket No.: ARC920030081US1

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: SOFTWARE UPGRADE AND DOWNGRADE IN SYSTEMS WITH PERSISTENT DATA

the specification of which (c	theck one)			
X is attac	ched hereto.			
was file	ed on	_ as Application Serial N	o and	d was amended on
I hereby state that I have revany amendment referred to	iewed and understand above.			, including the claims, as amended b
I acknowledge the duty to di Federal Regulations, §1.56.	sclose information whic	h is material to the paten	tability of this application	n in accordance with Title 37, Code o
I hereby claim foreign priority listed below and have also is application on which priority	benefits under Title 35, dentified below any fore is claimed:	United States Code, §119 ign application for patent	of any foreign application or inventor's certificate	on(s) for patent or inventor's certificate having a filing date before that of the
Prior Foreign App	lication(s):			
Number	Country	Da	y/Month/Year	Priority Claimed
paragraph of Title 35, United 5	States Code, §112, I ack of Federal Regulations, te of this application:	nowledge the dubute dies	filled States application	sted below and, insofar as the subject in the manner provided by the first I to the patentability of this application the prior application and the national
Serial No.		Filing Date		Status
I hereby declare that all states believed to be true; and furthe punishable by fine or imprisor may jeopardize the validity of	ments made herein of mer that these statements	y own knowledge are tru were made with the kno	e and that all statements wledge that willful false s he United States Code a	s made on information and belief are statements and the like so made are and that such willful false statements
As a named inventor, I herebeatent and Trademark Office ohnson, Registration No. 37,02 Registration No. 37,629, and Second Secon	33. Leonard T. Guzman	Registration No. 46 209	o prosecute this applica to. 29,784, Marc McSwai Marc McCabe, Registratio	tion and transact all business in the n, Registration No. 44,929, Daniel E. on No. 53,291, Frederick W. Gibb, III,
Send all correspondence to:	Frederick W. Gibb, III Registration No. 37,67 McGinn & Gibb, PLLC 2568-A Riva Road, St Annapolis, MD 21401	29 ;		
irect Telephone Calls to:	Frederick W. Gibb. III	(301) 261-8071		

PATENT DOCKET NO. ARC920030081U\$1

		Execute	d by inventor 1 of 2	
Signature: _	Joses G	1 1. Alik	Date: 11/24/03	
			d by Inventor 2 of 2	
Signature: _	San Arota	i ar proi	Date: 11 24 03	